



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

Kappler

JAN 22 2007

4WD-RCRA

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Ken Woodlin
Director of Global Environmental Health and Safety
Calgon Carbon Corporation - Big Sandy Plant
500 Calgon Carbon Drive
Pittsburg, Pennsylvania 15205

SUBJ: Notice of Violation (NOV) and Opportunity to Show Cause
Calgon Carbon Corporation - Big Sandy Plant, Catlettsburg, Boyd County, Kentucky
EPA ID Number: KYD 005 009 923

Dear Mr. Woodlin:

On September 20 and 21, 2005, the United State Environmental Protection Agency (EPA) and the Kentucky Department for Environment Protection (KYDEP) conducted a multi media compliance evaluation inspection (CEI) at Calgon Carbon Corporation - Big Sandy Plant (Calgon Carbon) located in Boyd County, Kentucky, to determine the facility's compliance status with the Clean Air Act, the Clean Water Act, and the Resource Conservation and Recovery Act (RCRA), and the Commonwealth of Kentucky regulations. Enclosed is the EPA's RCRA Inspection Report

Based on information collected during this inspection, EPA has determined that Calgon Carbon violated certain requirements of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §§ 6901 et seq., as amended by the Hazardous and Solid Waste Amendments of 1984 (HSWA), Pub. L. 98-616, and the corresponding citations found in Kentucky Hazardous Waste Rules, Title 401 Kentucky Administrative Regulations (KAR), Chapters 30-40.

These violations include noncompliance with 40 C.F.R. Part; 261, 262, 264, 265, and 268. At the time of the inspection, Calgon Carbon was found to be in violation of several requirements of RCRA regulations as outlined in the enclosed inspection report.

With this Notice of Violation, you are being offered the opportunity to meet at the EPA regional office in Atlanta, Georgia, to show cause why EPA should not take formal enforcement action against Calgon Carbon pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), for the violations described in the inspection report, including the assessment of appropriate civil penalties. Please be aware that Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), authorizes EPA to assess penalties of up to thirty-two thousand five hundred dollars (\$32,500) per day for each violation of RCRA regulations.

Although this proposed meeting is informal in nature, you may elect to be represented by legal counsel. At the meeting, you will be allowed to present information relevant to the factual basis of EPA's allegations, and factors that might mitigate any penalties that may be assessed against Calgon Carbon. You should be prepared to provide relevant documentation of all matters presented at the meeting, including information on your ability to pay a penalty.

Any information provided by you at the meeting may be used by EPA in any civil or criminal proceedings related to this or other matters. Please be further advised that any false, fictitious or fraudulent material omissions, statements or representations may subject you to criminal penalties under Section 3008(d)(3) of RCRA, 42 U.S.C. § 6928(d)(3).

If you choose to accept this offer to meet with EPA and show cause why enforcement action should not be taken against Calgon Carbon, then you should contact William Kappler of the North Enforcement and Compliance Section within seven (7) days of your receipt of this Notice of Violation, to set a time and date for the meeting. William Kappler can be reached at (404) 562-8498. This offer will be withdrawn seven (7) days from your receipt of this letter.

If you decide not to accept this offer, then EPA may proceed with enforcement action against Calgon Carbon as authorized under Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), including the assessment of appropriate civil penalties.

If you have any questions regarding the alleged violations, please contact William Kappler at 404-562-8498.

Sincerely



Narindar M. Kumar, Chief
RCRA and OPA Enforcement and Compliance Branch
Waste Management Division

Enclosures: RCRA Inspection Report
Inspection Photographs

cc: R. Bruce Scott, P.G., Frankfort Central Office w/encl.
Susan Green, Frankfort Central Office w/encl.
Jan E. Kountz, Calgon Carbon Corp w/encl.
Deborah Benjamin, U.S. EPA, Region 4 w/encl.